

GOVERNMENT OF TELANGANA

ABSTRACT

Irrigation & CAD Department – Filing of common application with the nodal agency of the State Level Single Window Clearance Committee – Industrial Water supply to M/s. Anjani Portland Cement Limited (Expansion), Chintalapalem Village, Mellacheruvu Mandal, Nalgonda District for the Captive Power Plant – Permission for drawl of 1750 KL of water per day or 0.715 Cusecs or 0.023 TMC of water from surplus water of Krishna River during rainy season from up-streams of Pulichintala Project from NSP, Mallacheruvu Mandal, Nalgonda District under consumptive use - Accorded - Orders – Issued.

IRRIGATION & CAD (REFORMS) DEPARTMENT

G.O.MS.No. 42

Dated: 13/06/2016

Read the following:-

1. G.O.Ms.No.39, I&CAD (PW:COD) Department, Dt.02-04-2002.
2. From the Engineer-in-Chief (Irrigation), Hyderabad, Lr.No.ENC(I)/DCE-IV/OTM5/ S2/Anjani Cement/12, Dt: 06-10-2012.
3. From the Engineer-in-Chief (Irrigation), Hyderabad, Lr. No.ENC(I)/DCE-I/OT2/AEE3/Anjani Cement/2014, Dt: 05-12-2014
4. From the Engineer-in-Chief (Irrigation), Hyderabad, Lr.No.ENC(I)/DCE-I/OT2/ AEE3/Anjani Cement/2014, Dt: 08-04-2015.
5. G.O.Ms.No.115, I& CAD (Reforms) Department, Dt:27-06-2015.

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O R D E R:-

In the references 2nd & 4th read above, the Engineer-in-Chief (Irrigation) has forward the proposal in respect of M/s. Anjani Portland Cement Ltd., with a recommendation for according permission to draw 1750 KL/day i.e., 0.023 TMC/Annum of water by the firm M/s. Anjanai Portland Cement Limited (Expansion) from **surplus water** of Krishna River during rainy season from up-streams of Pulichintala Project, Mallacheruvu Mandal, Nalgonda District under consumptive use category (as requested by the firm) for the Expansion of the existing unit for the proposed 16 MW Power Plant for Employees Housing Colony, etc., with the following special conditions as well as usual terms and conditions, subject to the concurrence of District Collector, Nalgonda, and clearance of Pollution Control Board of Telangana State.

2. Government after careful examination of the proposal hereby accord permission to M/s. Anjani Portland Cement Ltd., for drawl of water for 1750 KL of water per (0.715 Cusecs or 0.023 TMC/Per Annum) for consumptive use without effecting URRs and LRR from the surplus water of Krishna River during rainy season from up-streams of Pulichintala / from NSP, Mellacheruvu Mandal, Nalgonda District for the Expansion of the existing unit for the proposed 16 MW Power Plant for Employees Housing Colony, etc., for a period of (5) years, subject to obtaining permission from the District Collector, Nalgonda and Pollution Control Board before drawl of water. Subject to the fowling special terms & conditions and usual terms & conditions and to obtaining other Department permissions as per Law/Rules:-

I. Special terms & conditions:

1. The Storage tank should be constructed according to the Irrigation Department norms before setting the plant in their premises only.
2. The point of drawl should be kept above F.R.L/above normal flood level. Sufficient capacity tanks should be created for storing flood water.

3. The company holds no right to claim that as per G.O they have to draw the water to fullest extent. Priority should be given to Drinking and Irrigation needs.

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4. A pump house should be constructed at the point of drawl. Regular inspection by Irrigation & CAD Department and Revenue authorities to be done to avoid tapping of the water at the regular releases from NSP to avoid unauthorized tapping and loss to Irrigation water.
5. The concerned Executive Engineer will be responsible for enforcing all the conditions.
6. Severe punishments may be imposed for violating any conditions which includes cancellation of G.O.

II. Usual terms & conditions:

1. No structure/civil work will be constructed in the river bed area without approval of the Chief Engineer.
2. The industry shall abide by RIVERS CONSERVANCY ACT, 1884 and any other conditions laid down by the Government/Department from time to time.
3. The industry must strengthen the River margin 100 Mts or as decided by the I& CAD Department, on either side of the proposed off take point to avoid slips, erosion of banks and to protect existing margins from the toe to the River Flood Bank as directed by the Department.
4. The industry has to lay CC (1:4:8) before laying the pipe line and CC(1:2:4) over the pipe line at required places, refill the excavated area with proper soils and consolidate the banks as directed by the Department.
5. The department is no way responsible for any damages that may occur to the off take point due to floods in the river or on account of any other reasons.
6. The water will be spared on the availability of surplus water in the Krishna River.
7. The firm should take water to the plant at their own cost and necessary arrangements including taking up of civil works should be attended by them subject to the inspection and approval by the departmental officer of the rank not less than the Executive Engineer. Maintenance charges of the equipment and system shall be borne by the industry authorities.
8. The industry has to construct CC walls to avoid leakages at pipe line crossings.
9. A detailed plan showing the location, the intake arrangements, details of pump house, conveyance system etc., shall be furnished to the I& CAD Department for approval.
10. Water meters or suitable measuring device should be installed by the beneficiary at their own cost to measure the water consumed and should be made available to the department authorities. The representatives of the user shall be present at all times for inspection. The water meter shall be periodically calibrated and kept sealed. The period of calibration will be specified by the department.
11. The decision of the concerned Executive Engineer is final to figure out the water drawn when the meter fails or the meter does not function properly.

The operation of off-take and measuring device shall be under the control of the concerned Executive Engineer.

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- 12.The firm has to produce the relevant records for department verification at the end of each quarter periodically.
- 13.The Industry authorities should make their own arrangements for supplementing water in their premises only when there is no water in the source and also during the period of lean years when water in the source is not adequate for drinking and irrigation needs, as drinking or Irrigation requirement will have precedence over industrial requirement. The Irrigation department is no way responsible for non-supply of water due to any reasons.
- 14.The water drawn from the source shall be utilized for the purpose for which permission is granted and the Industry authorities shall give an undertaking to that effect that pumping capacity under any circumstances shall not exceed required capacity for which approval is granted. In case of scarcity, they will have no claim over water over Irrigation and drinking water needs and shall not be compensate by the Government whatsoever. Any misuse in this regard will entail cancellation of the permission without any notice and liable for imposition of penalty. Water utilization should not exceed the agreement quantity under any circumstances.
- 15.The Industry authorities should pay the water charges at the rate fixed by the Government from time to time and it shall be binding on the Industry to pay the water charges at the enhanced rates. The rate of royalty charges are as per the G.O.Ms.No.39, I&CAD(PW:QC&IWS/COD)Department, Dt: 02.04.2002 read with G.O.Ms.No.115, I& CAD (Reforms) Department, Dt:27-06-2015 for drawl of water from River for consumptive use. In case of failure to pay water royalty, the permission to draw water shall stands cancelled. The firm should give an undertaking about agreeing for revised rates from time to time in clear terms.
- 16.The departmental officers reserve the right to enter the premises of the factory or the pumping station at any time for checking the usage of water.
- 17.The sub-soil water should not be drawn during any period without specific permission of departmental officers.
- 18.The Government reserves the right to reduce the quantity of water agreed for supply or altogether/cancel the permission for reasons to be recorded in writing and such reductions /cancellation shall not be questioned by the Industry.
- 19.The Irrigation Dept reserves the right for cancellation of the permission without assigning any reasons thereof.
- 20.Further terms and conditions become necessary as and when arise will be imposed in due course and shall be binding on the factory authorities.
- 21.The industry should make their own arrangements to dispose the treated effluents as per norms of Telangana state PCB in their premises only and should obtain prior permission if any needed from Government or Pollution Control Board to dispose treated effluents in the natural sources.
- 22.The industry should pay security deposit at 2.5% on total water charges for the years for which permission is granted.

23.The industry shall pay one year water charges as advance and pay any amount due to the department before entering into the agreement.

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24.The industry has to conclude agreement with the officers concerned of Irrigation department.

25.The firm has to pay the water charges for the approved/estimated quantity in advance at start of the financial year i.e. before 10th April every year as per B.S.O.

26.The permission does not confirm any riparian right to the industry.

27.The proposed drawl for the industry should not affect lower riparian rights (LRR) and upper riparian rights (URR) in any manner.

28.No field bodhi or pipe line shall be taken through or along with Government land without approval of Government and if permission accorded by the Government, the lease of Government land should be paid as fixed by the Government only.

29.The Industry shall obtain the prior concurrence of concerned departments for laying pipeline and for crossings etc.

30.The Industry must acquire the private land for installation of pumping arrangements. If the Industry proposes to utilize Government land for installation of pump house, necessary permission is to be obtained from the Government for leasing the land and the lease amount as fixed is to be paid by the Industry.

31.The Industry should follow the Revenue Board Standing Orders.

32. Non adherence of any of the above conditions or violation of any of the above terms and conditions by the Industry will entail the cancellation of the permission.

33.The permission accorded shall be for a period of five (5) years only. Permission shall have to be renewed well in advance i.e., at least three months before the expiry of the permission.

34.The Industry shall abide any other conditions laid down by the Government / Department from time to time.

35.Necessary concurrence from the District Collector concerned and clearance certificate from Pollution Control Board are to be obtained in this regard by the firm before concluding the agreement.

3. The Engineer-in-Chief (Irrigation), Hyderabad shall take necessary action accordingly and submit the action taken report to Government and also furnish quarterly report after inspection by the field officials.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

DR. SHAILENDRA KUMAR JOSHI
SPCIAL CHIEF SECRETARY TO GOVERNMENT

To
The Engineer-in-Chief (Irrigation), I&CAD Department,
Jalasoudha Building, Errummanzil, Hyderabad.
The Collector & District Magistrate, Nalgonda.

Copy to:-

The Commissioner of Industries, Chirag Ali Lane, Telangana State, Hyderabad, for information and necessary action w,r,to Commissioner of Industries letter No.12-2-12 -2412-

Anjani ID, dt: 21-05-2012 and Ind & Com (IP&INF) Department, U.O.No.5576/IP&INF/A2/2015, dt: 28-03-2016.

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The Pollution Control Board, Telangana State, Hyderabad.
The P.S. to Hon'ble Minister (Irrigation)
The P.S. to Special Chief Secretary to Government, I & CAD Department.
The P.S. to Secretary to Government, Energy Department.
The P.S. to Secretary to Government, Industries Department
The P.A. to Joint Secretary to Government, I & CAD Department.
The I&CAD (W.R.G) Department
SF/SC (C.No.23851/Reforms/2012).

//FORWARDED::BY ORDER//

SECTION OFFICER